

*Damon Cochran-Salinas*

*Boudjerada v City of Eugene*

*September 15, 2021*



CC REPORTING AND VIDEOCONFERENCING  
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IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF OREGON

HASHEEM BOUDJERADA; DAMON ) No. 6:20-cv-1265-MK  
COCHRAN-SALINAS; ERIN GRADY; )  
TYLER HENDRY; and KIRTIS )  
RANESBOTTOM, )  
Plaintiffs, )  
v. )  
CITY OF EUGENE; SARAH MEDARY; )  
WILLIAM SOLESBEE; SAMUEL STOTTS;) )  
BO RANKIN; TRAVIS PALKI; MICHAEL )  
CASEY; ANTHONY VIOTTO; and RYAN )  
UNDERWOOD, )  
Defendants. )

DEPOSITION OF DAMON COCHRAN-SALINAS

September 15, 2021

Wednesday 1:00 P.M.

THE DEPOSITION OF DAMON COCHRAN-SALINAS was  
taken at Ironwood, Michigan, before Eleanor Knapp,  
RPR-CSR, Certified Shorthand Reporter in and for the  
State of Oregon, by videoconference.

APPEARANCES

For the Plaintiffs:

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BY: MS. MARIANNE DUGAN

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(Appearing by videoconference.)

For the Defendants:

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BY: MR. BEN MILLER

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Also Present: Ms. Jamie Iboa

Ms. Sara Flinn

Court Reporter: Ms. Eleanor Knapp, RPR-CSR

Video Technician: Ms. Nicole Ash

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1 VIDEO TECHNICIAN: We are on the  
2 record. Today is September 15th, 2021. The time is  
3 12:59 p.m. This is the video-recorded deposition of  
4 Damon Cochran-Salinas in the matter of Boudjerada  
5 vs. City of Eugene. Our court reporter is Eleanor  
6 Knapp. My name is Nicole Ash. I'm CC Reporting's  
7 remote video technician. Would you please swear in  
8 the witness.

9  
10 DAMON COCHRAN-SALINAS,  
11 having been first duly sworn to testify the truth,  
12 the whole truth, and nothing but the truth, was  
13 examined and testified as follows:

14  
15 EXAMINATION

16 BY MR. MILLER:

17 Q. Good afternoon. My name is Ben Miller.  
18 I'm one of the attorneys for the City of Eugene.  
19 I'm here to take your deposition today. This is  
20 Jamie Iboa. She's the risk claims manager who is  
21 kind of monitoring the litigation.

22 So thank you for coming in and  
23 rescheduling when we had you earlier.

24 You've been put under oath, and that is  
25 the same --

1 (Sara Flinn admitted to the  
2 deposition.)

3 BY MR. MILLER:

4 Q. You've been put under oath, and that's the  
5 same oath you would be put under if you are called  
6 to testify in court later. Do you understand that?

7 A. I do.

8 Q. And as a -- you know, this is sort of my  
9 only chance to get to talk to you and ask you  
10 questions. If I ask a question poorly or you don't  
11 understand it, will you let me know?

12 A. I will.

13 Q. All right. I'm sure your attorney has  
14 gone through with you some of the basic rules of the  
15 deposition, but I'll just highlight a couple. One  
16 is that we need to be careful not to talk over each  
17 other because -- so it's clear where my question  
18 ends and where your answer begins. Okay?

19 A. Yes.

20 Q. And the other is that things like nods of  
21 the heads, other, you know, signals, huh-uhs don't  
22 show up on a transcript. So if you do those things,  
23 I'll just ask for clarification. Not trying to be  
24 rude. Just trying to make sure we have a clear  
25 record on what your answers are. Okay?

1 A. Okay.

2 (Reporter interruption.)

3 BY MR. MILLER:

4 Q. So as you can tell, we are going to have,  
5 at the end of the day, a written transcript of the  
6 deposition and of your sworn testimony. And there's  
7 a recording that's being made as well. You're aware  
8 of that?

9 A. I am aware.

10 Q. And I can use those tools in a couple of  
11 different ways. The first is that rather than  
12 calling you later as a witness, I can use that  
13 transcript, for example, as direct evidence of what  
14 your testimony would be. Does that make sense?

15 A. It does.

16 Q. And similarly, if you testify later and I  
17 think that something you say then is inconsistent  
18 with what you tell me today, I can use that  
19 transcript to point out that inconsistency and ask a  
20 judge or jury to disbelieve you. Do you understand  
21 that?

22 A. I do.

23 Q. So for that reason, I want your best  
24 information, but I don't want you to guess. It's  
25 okay if you don't know things or you have to refer

1 to a document. Just give me your best truthful  
2 answer. Is that fair?

3 A. That's fair.

4 Q. All right. Similarly, it's not an  
5 interrogation. If you want to take a break, consult  
6 with your attorney, get water, that's okay. If a  
7 question is pending, please answer it first and then  
8 we can go out. All right?

9 A. All right.

10 Q. Anything that would interfere with your  
11 ability to have a deposition today?

12 A. No.

13 Q. So, for example, are you on any sort of  
14 medication that could impact your ability to recall?

15 A. No.

16 Q. Without telling me any communications with  
17 your attorney, what have you done to prepare for  
18 your deposition today?

19 A. I simply just reviewed my statement before  
20 coming here.

21 Q. And when you say your statement, do you  
22 know what particular document you reviewed?

23 A. In particular I reviewed a document that  
24 was a compilation of emails from -- one of them  
25 specifically was from a board of directors at the



1 SCA, and it had two people giving testimonies. And  
2 one of those testimonies was mine.

3 Q. All right.

4 A. So I simply reviewed that.

5 Q. All right. And other than that, did you  
6 review any other recordings?

7 A. I did review one Zoom recording.

8 Q. What was that?

9 A. That was a meeting with attorneys and  
10 clients.

11 Q. Was it somebody else's deposition or was  
12 this --

13 A. No.

14 Q. Okay. So have you either attended  
15 remotely or watched any of the other depositions  
16 that have been taken in this case?

17 A. No.

18 Q. And to prepare for your deposition, did  
19 you review any video that would have been taken on  
20 the night of May 31st, 2020?

21 A. No.

22 Q. In preparation for your deposition, did  
23 you review a copy of your complaint, the actual  
24 lawsuit that was filed?

25 A. I don't know specifically.

1 Q. In preparing for your deposition, other  
2 than your attorneys, have you spoken to anybody else  
3 about your deposition or your anticipated testimony?

4 A. I spoke to my partner very briefly, just  
5 mentioning that I had one today.

6 Q. And in the last hour or so have you spoken  
7 with Kirtis Ranesbottom about what his testimony  
8 was?

9 A. No.

10 Q. Have you ever had a deposition taken  
11 before?

12 A. No.

13 Q. And I think you've answered this, but have  
14 you ever attended a deposition before?

15 A. No.

16 Q. What is your full name? And I'll ask you  
17 to spell it so we have the correct spelling for the  
18 court reporter.

19 A. First name Damon, D-A-M-O-N. Middle name  
20 Edward. Last name Cochran-Salinas. That's  
21 C-O-C-H-R-A-N, hyphen, S-A-L-I-N-A-S.

22 Q. Thank you. Have you ever had any other  
23 prior legal name?

24 A. No.

25 Q. What is your date of birth and place of

1 birth?

2 A. October 12th, 1999, in Arlington, Texas.

3 Q. And can you just generally describe all  
4 your places of residence since birth?

5 A. Texas and Oregon.

6 Q. I don't need a lot of detail, but can you  
7 tell me, for example, I was born in Arlington,  
8 Texas, grew up there, you know, moved to Portland,  
9 and then moved down to Eugene. Just a little more  
10 detail.

11 A. I was born in Arlington, raised in Denton  
12 and Irving and Mansfield areas in Texas. Moved out  
13 to Corvallis, Oregon, and eventually settled in  
14 Eugene.

15 Q. How long have you been in Eugene?

16 A. I've been in Eugene for just about three  
17 years now.

18 Q. Where is your residence currently?

19 A. 1670 Alder Street.

20 Q. That's the Campbell Club?

21 A. Yes. Correct.

22 Q. How long has that been your residence?

23 A. For about two years.

24 Q. Prior to that was there somewhere else you  
25 lived in Eugene?

1 A. Yes.

2 Q. Where was that?

3 A. I lived in a dorm.

4 Q. Do you remember which one?

5 A. Hamilton.

6 Q. What is your educational history?

7 A. I have a diploma from high school, and I  
8 am currently studying music in college right now and  
9 about on my third year of credits.

10 Q. Do you have a declared major?

11 A. I had a declared major of percussion  
12 performance, but I'm currently in the midst of  
13 changing that to music technology.

14 Q. Do you have any professional  
15 certifications?

16 A. No.

17 Q. Would you tell me your criminal history,  
18 if any?

19 A. Don't have any.

20 Q. What is -- what is your employment  
21 history?

22 A. Very little employment history. I worked  
23 with Walama Restoration Project. I've done lots of,  
24 like, independent contracting, like, landscaping,  
25 farming. That's the most of what I do. Currently

1 I'm doing some moving labor.

2 Q. Other than this case, do you have any  
3 other litigation history?

4 A. Can you define "litigation"?

5 Q. Sure. Have you ever sued anybody else  
6 before?

7 A. No.

8 Q. Have you ever been sued by somebody else  
9 before?

10 A. No.

11 Q. In this case, when did you first decide to  
12 sue?

13 A. I don't remember exactly. It was  
14 somewhere around a few months after it happened.  
15 There was some discussions. And I was kind of  
16 hesitant at first, but I decided to do it.

17 Q. Were those discussions with attorneys or  
18 were they other folks who were not attorneys?

19 A. They were not attorneys.

20 Q. Tell me about those discussions.

21 A. Those discussions were basically I don't  
22 agree with the way that that night was handled and I  
23 would like to speak up about it. And there was  
24 support from a couple of friends that were just,  
25 like, "Yeah, do it if you want."

1 Q. Who did you have those discussions with?

2 A. I had one conversation with Kirtis. And I  
3 don't remember the other friend.

4 Q. What's your current phone number?

5 A. 972-765-1919.

6 Q. Is that the phone number you had in May of  
7 2020?

8 A. Correct.

9 Q. Do you have any other phone numbers?

10 A. No.

11 Q. Who is your phone provider?

12 A. AT&T.

13 Q. What brand and model is your current  
14 phone?

15 A. iPhone 8.

16 Q. Is that the same phone that you had in May  
17 of 2020?

18 A. Correct.

19 Q. And has anything happened to that phone in  
20 terms of any catastrophic failure of it, for  
21 example?

22 A. No. It was lost for a while, but it came  
23 back.

24 Q. Has it needed to be repaired between May  
25 of 2020 and the present?

1 A. No.

2 Q. And so it should contain -- since it was  
3 the same phone, it should contain information going  
4 back at least to May of 2020. Is that correct?

5 A. Correct.

6 (Deposition Exhibit Number 1  
7 marked for identification.)

8 BY MR. MILLER:

9 Q. I've handed you what's marked as  
10 Exhibit 1. And do you at least generally recognize  
11 this document?

12 A. I do.

13 Q. All right. And this was your response to  
14 a request for documents that I sent to you through  
15 your attorney. Is that correct? Is that a yes?

16 A. Yes. Sorry.

17 Q. That's okay. So I want to turn to page 4.  
18 Focus your attention on Request Number 15, and read  
19 that to yourself and let me know when you're done.

20 A. Okay.

21 Q. So you indicate in the response that  
22 you're going to produce any responsive documents to  
23 Request Number 15. Right?

24 A. Uh-huh.

25 Q. Is that a yes?

1 A. Yes.

2 Q. And so what emails, correspondence, or  
3 notes have you located to be produced in this case?

4 A. Specifically those emails that I mentioned  
5 earlier.

6 There is a group of photos that contains  
7 the physical evidence of, like, leftover bullets and  
8 pepper residue and the damaged door hinge. And so  
9 those are kind of, like, a direct documentation of  
10 my claim.

11 Q. And these are all documents that you  
12 reviewed earlier today or in the last day -- day or  
13 so. Is that correct?

14 A. Yes.

15 Q. Did you search your phone to determine  
16 whether you had any responsive emails about the  
17 events of May 31st, 2020?

18 A. Yes.

19 Q. And did you locate any?

20 A. No.

21 Q. What search terms did you use?

22 A. I just looked up, like -- stuff like -- I  
23 mean, pretty much anything with my email with that  
24 is with my attorney, so that's just between us.

25 Q. Right. Now, I understand -- are you part



1 of a group chat on Signal with the Campbell Club?

2 A. Yes.

3 Q. And did you search that to determine if  
4 there were responsive documents?

5 A. No.

6 Q. And do those messages still exist on  
7 Signal?

8 A. No.

9 Q. Why not?

10 A. Because a different chat was created.

11 Q. And where is that chat?

12 A. It's still on Signal.

13 Q. What is different about it from the one  
14 that previously existed?

15 A. It no longer contains past members that we  
16 can't remove from the chat.

17 Q. And was there correspondence on that group  
18 chat about the events of May 31, 2020?

19 A. No.

20 Q. And if Kirtis Ranesbottom testified that  
21 there was, how would you account for that?

22 A. That's their testimony.

23 Q. Now, have you ever sent a text message  
24 about the events of May 31st, 2020?

25 A. I don't remember.

1 Q. Where would those exist?

2 A. They would probably be on Facebook  
3 Messenger if they existed anymore.

4 Q. Have you deleted anything from Facebook  
5 Messenger relevant to this lawsuit?

6 A. No.

7 Q. So we could go back in your Facebook  
8 Messenger and determine if there are relevant  
9 documents still to this date. Is that correct?

10 A. Correct.

11 Q. Have you searched Facebook Messenger to  
12 determine if you have relevant communications?

13 A. No.

14 Q. Facebook Messenger, text message, Signal.  
15 Do you have an email? Do you have other methods of  
16 communicating with others that you routinely use?

17 A. No.

18 Q. So you don't have any other apps that you  
19 use for messaging other people?

20 A. No.

21 Q. 21 on that same page, if you go down to  
22 the bottom -- if you could read the request to  
23 yourself and let me know when you're done.

24 A. Okay.

25 Q. So my question is: Are you aware whether

1 any photographs or video of you taken between  
2 May 29th and June 1st, 2020, exists?

3 A. I am not aware.

4 Q. Are you aware whether any photographs or  
5 video of you taken between May 29th and June 1st,  
6 2020, ever existed?

7 A. I'm not aware.

8 Q. And presumably you don't have any  
9 photographs from that time period on your phone. Is  
10 that --

11 A. Correct.

12 Q. -- correct? What email addresses do you  
13 use?

14 A. SalinasDamon@gmail.com.

15 Q. Any others?

16 A. Sometimes I use DESalinas@me.com.

17 Q. And do you have an email address  
18 associated with school?

19 A. Yes.

20 Q. And do you utilize that?

21 A. Whenever I'm enrolled in school, yes.

22 Q. Do you know what that is?

23 A. DamonC@UOregon.edu

24 Q. Do you have a Facebook profile?

25 A. Yes.

1 Q. Do you happen to know what it's under?

2 A. Damon Cochran-Salinas.

3 Q. It's not a pseudonym?

4 A. No.

5 Q. What other social media do you have, if  
6 any?

7 A. I've got Tik Tok. I have a Snapchat,  
8 Instagram. And I've got Spotify and iTunes and all  
9 sorts of things. I'm an artist on a lot of  
10 different social media platforms.

11 Q. Did you utilize Snapchat to communicate on  
12 May 31st, 2020?

13 A. I don't think so.

14 (Deposition Exhibit Number 2  
15 marked for identification.)

16 BY MR. MILLER:

17 Q. All right. I've handed you what's marked  
18 as Exhibit 2, which is labeled Plaintiff  
19 Cochran-Salinas's Response to Interrogatories. And  
20 if you turn to the second page, it's dated March  
21 17th, 2021. Do you see that?

22 A. Uh-huh.

23 Q. Is that a yes?

24 A. Yes.

25 Q. And ordinarily I see these signed by the

1 plaintiff because they have to say under oath it's  
2 true and correct. So what I'm going to ask you to  
3 do is read this to yourself, review it, and when  
4 you're done, that's the question I'm going to ask,  
5 whether it's true and correct.

6 A. There's one point here where it says Damon  
7 Raneshottom.

8 Q. That's on Interrogatory Number 4?

9 A. Uh-huh. Also, I was not falsely arrested.  
10 I was not arrested at all -- in Number 5.

11 Q. Okay. So you indicated two different  
12 corrections that you would make, one on  
13 Interrogatory 4 and one on Interrogatory 5.

14 Other than that, are the answers to these  
15 interrogatories true and correct?

16 A. Yes.

17 Q. So let's start with Interrogatory 4 since  
18 you're there. Damon Raneshottom should be Kirtis  
19 Raneshottom. Correct?

20 A. I think so.

21 Q. And jumping down, friend Eric, do you know  
22 Eric's last name?

23 A. I do not.

24 Q. And the Campbell Club and its residents in  
25 the middle, do you know who was a resident of the

1 Campbell Club in May of 2020?

2 A. I have a rough idea, but I don't recall  
3 everyone exactly.

4 Q. Do you know how many members -- are they  
5 members or residents?

6 A. Members.

7 Q. Do you know how many members of the  
8 Campbell Club there were in May of 2020?

9 A. Probably -- an estimate of 20.

10 Q. And is there a document you're aware of  
11 where I could determine who was a member of the  
12 Campbell Club in May of 2020?

13 A. Not that I am aware of.

14 Q. In May of 2020, where was your room in the  
15 Campbell Club?

16 A. I believe I was still in the wing room on  
17 the second floor.

18 Q. So where is -- if I'm facing the building,  
19 it's on the second floor -- where is it located?

20 A. Farthest back, right corner.

21 Q. Did you -- at the time did you share that  
22 room with anyone else?

23 A. No.

24 Q. We can go to the first page of Exhibit 2.  
25 And my question is going to be about Interrogatory

1 Number 2. And really, I'm not looking for a legal  
2 response. I just want to understand, in your own  
3 words, what noneconomic damages are you seeking?

4 A. Well, just generally, like, the state of  
5 peace and, like, well-being of my entire community  
6 was disrupted.

7 You know, we had people in our home trying  
8 to feel safe, and, you know, police were shooting  
9 into an open door while someone's standing on their  
10 property, like, in their house, and shooting at our  
11 front porch with pepper spray and also releasing  
12 tear gas, like, next door at the Lorax, in the  
13 alley. And it's leaking through all the windows.  
14 And people just generally were traumatized for a  
15 while after that. So that's the noneconomic damage.

16 Q. Any other types of noneconomic damage that  
17 you're seeking?

18 A. I guess, besides my community's general  
19 well-being, my own as well.

20 Q. Go ahead.

21 A. For instance, my first right was infringed  
22 upon. And whenever I even complied with that and  
23 went home, I was still shot at. And that was a very  
24 traumatizing experience. Now anytime I see any sort  
25 of authority figure, I'm -- I'm triggered in that,

1 and it makes me just not want to be there. I want  
2 to run. It's very inhibiting. And -- yeah, just my  
3 sense of well-being and peace.

4 (Deposition Exhibit No. 3  
5 marked for identification.)

6 BY MR. MILLER:

7 Q. I've handed you what's marked as  
8 Interrogatory [sic] Number 3. If we turn to the  
9 third page, is this your conformed signature dated  
10 August 16th of 2021?

11 A. It is.

12 Q. All right. And so going back to the first  
13 page, if you look at Interrogatory Number 6, the  
14 question is really trying to identify -- well, it  
15 says, you know, Eugene has a practice, policy, or  
16 custom of using curfews to prohibit and prevent mass  
17 protests and other activity.

18 My question to you is: What -- what  
19 curfews are you complaining about in your lawsuit?

20 A. Specifically, they instituted a curfew  
21 that would happen after three minutes at 11:00 p.m.  
22 on May 31st.

23 Q. Are there any other curfews from other  
24 days that you are complaining about in your lawsuit?

25 A. No.



1 Q. And do you personally know how the City of  
2 Eugene trains its police employees?

3 A. I do not.

4 Q. Do you personally know how the City of  
5 Eugene supervises its police employees?

6 A. I do not.

7 Q. The complaint makes some allegations about  
8 the use of chemical and impact munitions against  
9 crowds. When you're complaining about that, is it  
10 about events on May 31st or are there any other days  
11 that you take issue with?

12 A. In this case I am specifically testifying  
13 against the night of May 31st.

14 Q. Are you aware of other instances where the  
15 Eugene police used chemical and impact munitions  
16 against crowds?

17 A. Yes.

18 Q. When was that?

19 A. I don't recall all the times.

20 Q. Can you recall one time?

21 A. Not a specific date.

22 Q. Did you witness this?

23 A. Yes.

24 Q. Where did you witness it?

25 A. I witnessed it right by the library. It

1 was about midday. What I witnessed specifically was  
2 a cop driving by. And we had been gathering on the  
3 sidewalk. And there was a group of cops telling us  
4 to go, and so we started walking down the sidewalk.  
5 And then another car drove in really fast with some  
6 cops on -- like, on the outside of the vehicle, and  
7 they started shooting pepper rounds at our feet.  
8 And then some people got hit with tear gas. That's  
9 when I started running away.

10 Q. Was that earlier on the day of May 31st?

11 A. I believe that was, actually.

12 Q. Are there any other -- so I know -- we're  
13 going to get through all of the different things  
14 that happened on May 31st. But I just want to  
15 understand, when you talk about EPD, Eugene Police  
16 Department, using chemical and impact munitions, is  
17 there another day that's at issue or another event  
18 that you are thinking of or is it just what occurred  
19 on May 31st?

20 A. For this case I am thinking of just what  
21 occurred on the 31st.

22 Q. Do you have personal knowledge of the  
23 Eugene Police Department using chemical and impact  
24 munitions against crowds on other days?

25 A. Yes.

1 Q. What is that personal damage?

2 A. They oftentimes -- they will use rubber  
3 bullets and not bounce them off the ground and just  
4 shoot them directly at people, which I know is not  
5 protocol.

6 I have also personally witnessed a gas can  
7 that was expired by multiple years which I know  
8 creates cyanide in expired gas cans whenever it's  
9 released.

10 And, yeah, I just know that the police  
11 have a pattern of using too much force, I think.

12 Q. Other than May 31st, when has the Eugene  
13 Police Department used too much force?

14 A. I don't recall specific dates.

15 Q. Were you witness to anything -- any events  
16 of the Eugene Police Department where you perceived  
17 them to use excessive force outside of May 31st?

18 A. A couple of protests, yes.

19 Q. When did those occur?

20 A. Sometime after. Within a month.

21 Q. And so later in June. Or was it July? Do  
22 you know?

23 A. I think it was sometime around late June.

24 Q. You believe that the Eugene Police  
25 Department, as opposed to another jurisdiction,

1 deployed gas on protesters at some point later in  
2 June in the summer of 2020. Is that your testimony?

3 A. That is what I believe.

4 Q. And you were physically -- you were  
5 present for that?

6 A. I was present for police releasing tear  
7 gas, yes.

8 Q. Where did that occur?

9 A. That occurred -- it occurred by the  
10 library and by the city hall. And it occurred  
11 outside Whole Foods. And there was a bridge-like  
12 intersection on a highway. I don't -- I don't  
13 remember where it was.

14 Q. So you believe in June of 2020 Eugene  
15 Police Department deployed gas on protesters outside  
16 of the library, at Whole Foods, and around a bridge.  
17 Do I have that correctly?

18 A. Yes.

19 Q. And you were a witness to all of these.  
20 Correct?

21 A. Correct.

22 Q. Presumably there's records of those things  
23 that somebody has. Correct?

24 A. Probably.

25 Q. And those all occurred after May 31st,

1 2020. Correct?

2 A. Yes.

3 Q. Are there any events that occurred before  
4 May 31st, 2020, where the Eugene Police Department  
5 used chemical or impact munitions on crowds?

6 A. I'm not aware.

7 Q. What evidence suggests that the individual  
8 defendants who you are suing intended to retaliate  
9 against you because of your speech?

10 A. Can you repeat the question?

11 Q. Sure. What evidence suggests that the  
12 individual defendants -- so the individual police  
13 officers you're suing -- intended to retaliate  
14 against you because of your speech?

15 A. Can you define my "speech"?

16 Q. Yeah. So your speech, your viewpoint.  
17 It's your First Amendment activities.

18 A. Okay. I suppose the fact that especially  
19 on May 31st there was a city curfew, but we were  
20 respecting the curfew boundaries. And then an  
21 emergency curfew got called in whenever they didn't  
22 like what was happening. And so that was used as a  
23 way to just kind of just clear it out instead of  
24 letting the protest continue. Yeah.

25 Q. And are you aware what the individual

1 defendants in this case did to bring about a curfew,  
2 if anything?

3 A. No.

4 Q. No, you are not aware?

5 A. No. We were just sitting on the sidewalk.

6 Q. Did any of the individual defendants in  
7 this case tell you that they were targeting you  
8 because of your speech?

9 A. No.

10 Q. Did you ever speak with a police officer  
11 on May 31st, 2020?

12 A. No.

13 Q. Did you ever overhear a police officer say  
14 anything that indicated they were discriminating  
15 against anyone because of their speech or message?

16 A. No.

17 Q. No, you didn't?

18 A. No, I did not.

19 Q. What recordings, if any, are you aware of  
20 that depict the events of May 31st, 2020?

21 A. I'm not aware of any.

22 Q. Are you aware of any live streams that  
23 were depicting the events of May 31st, 2020, as they  
24 were going on?

25 A. I'm not aware of them, but I did see one

1 person with a phone live-streaming.

2 Q. Were you live-streaming on May 31st, 2020?

3 A. No.

4 Q. So I want to start on May 29th of 2020,  
5 which was that Friday. And my understanding is that  
6 there was an organized event at the Free Speech  
7 Plaza that later -- folks moved down, and then there  
8 was property damage that occurred around the Five  
9 Guys on 7th, kind of in that area.

10 So were you out on May 29th, 2020, at any  
11 of those events?

12 A. No.

13 Q. Where were you on May 29th, 2020?

14 A. I don't know.

15 Q. When did you first learn that there had  
16 been property damage in the downtown area that  
17 occurred on May 29th, 2020?

18 A. During the next day.

19 Q. Do you remember how you learned that?

20 A. I remember looking at a news story on my  
21 phone.

22 Q. Did you go down there to observe the  
23 damage?

24 A. No.

25 Q. What else did you do on the next day,

1 Saturday, May 30th, 2020?

2 A. Probably pretty much like any other day  
3 for me. Make music.

4 Q. Did you go -- did you attend any protests  
5 the night of Saturday, May 30th, 2020?

6 A. No.

7 Q. All right. And how did the curfew on  
8 Saturday, May 30th, 2020, impact you?

9 A. It didn't really impact me.

10 Q. So May 31st, 2020, I'll have you just walk  
11 me through what happened that day. And then we'll  
12 break it down, if that works.

13 A. Okay. Yeah. Don't remember exactly what  
14 time, but it was sometime around noon or after. And  
15 there was a protest, and I went to go check it out.  
16 And then it was kind of by the library, like what I  
17 described with the pepper bullet shooting.

18 And shortly after we scattered, I found a  
19 group that was just sitting outside of a church.  
20 And we were just trying to kind of gain more people  
21 before we decided to actually, like, march and find  
22 a bigger group. And shortly after we headed over --  
23 we had heard that there was going to be a gathering  
24 at Whole Foods, and so we went there.

25 And we were going to be specifically -- I



1 don't remember the exact street, but there is a  
2 street that was outside of the city-wide curfew for  
3 that night so we could still all go stand there.

4 And then while we were sitting there and  
5 protesting, the cops announced that -- and it was  
6 approximately 10:57 p.m. when they announced this --  
7 that we had three minutes before, like, a city-wide  
8 curfew -- so everywhere curfew. Otherwise we would  
9 be subject, quote, to chemical weaponry and  
10 projectile weaponry.

11 And so a lot of us stood up, myself  
12 included, to start walking down Broadway back home.  
13 And there were a few people that stayed, kneeling.  
14 I'm not really aware of what happened there.

15 But as I was walking back, suddenly cops  
16 were, like, racing past us. And they started  
17 posting up at different locations. And that's  
18 whenever, like, a lot of the crowd was, like, "Oh,  
19 gosh, what's happening?"

20 And we all tried to book it a little  
21 quicker to home. And I made it home about 20  
22 minutes later. It was approximately 11:20. And I  
23 was very distressed.

24 And I was just inside the door, about to  
25 step out onto the porch and just smoke a cigarette.

1 And as I opened the door, I saw a cop car pull in.  
2 And there was our house friend Eric on the porch  
3 trying to seek safety.

4 And I was yelling at him to come inside so  
5 that he wouldn't get shot at. And they started  
6 shooting at him on the porch.

7 And at that time I also noticed someone  
8 running on the sidewalk right in front of our house.  
9 And they had their arms up, and they yelled, "Please  
10 don't shoot. I'm going home." And then I witnessed  
11 them shoot them right in the back, which was very  
12 traumatizing for me to see that in -- in a force  
13 that's supposed to be protecting us.

14 But I tried to yell at him to come inside,  
15 but he kept running.

16 So I let Eric in. And it was at that time  
17 that an officer squared up, and I saw the bullet  
18 coming head level. And I shut the door on it, and  
19 it busted the top hinge. And the door didn't shut  
20 properly for a while until we fixed it.

21 But, yeah, and then they stood outside  
22 about 30 feet away from the door on the sidewalk and  
23 in the street and just sat out there for a few  
24 minutes and then eventually took off.

25 Q. All right. Thank you. So we'll break

1 this down. So on the 31st you eventually go to --  
2 there was a march earlier that day, and it went from  
3 the federal courthouse to Alton Baker and then back,  
4 more or less. Did you attend that march?

5 A. Yes.

6 Q. Okay. And so what did you do at that  
7 march?

8 A. I handed out water for a bit and fruit  
9 snacks. And I was also yelling profusely with the  
10 shouts and the marching. And I tried to offer a  
11 little bit of rhythm support because I'm a  
12 percussionist. Yeah, mainly just trying to be there  
13 as a mutual aid and morale, trying to keep the  
14 solidarity boosted.

15 Q. Did you go down to the federal courthouse  
16 at the beginning of that rally?

17 A. I think so, yes.

18 Q. And did you travel from there to Alton  
19 Baker Park?

20 A. I believe so.

21 Q. And from Alton Baker Park, did you travel  
22 from there back to downtown?

23 A. Yes.

24 Q. Did you participate in any of the marches  
25 that then occurred around downtown?

1 A. Yes.

2 Q. So were you out in the street with the  
3 crowd as they were moving around downtown?

4 A. Yes.

5 Q. And while that was occurring, did you  
6 observe Eugene police officers?

7 A. Yes.

8 Q. And what were they doing?

9 A. Most of the time they would be driving by  
10 really quickly to go somewhere. And a few times we  
11 would get stopped as we would get a bigger group and  
12 a bigger group. That's whenever they would come  
13 through and tell us to disperse. And then if we  
14 didn't disperse, that's whenever they would tear gas  
15 us and shoot us with pepper bullets mainly.

16 Q. Where did that occur other than around the  
17 LTD station?

18 A. I believe it was also by the library that  
19 day.

20 Q. Just so we're clear, the library is right  
21 next to the LTD station. Correct?

22 A. Okay.

23 Q. I mean, is it?

24 A. I -- I think so.

25 Q. Okay. So is there a location that a crowd

1 of people was PepperBalled and tear-gassed other  
2 than -- other than there on May 31st, 2020?

3 A. At the Whole Foods.

4 Q. At the Whole Foods?

5 A. And throughout the neighborhoods as the  
6 curfew happened.

7 Q. But at that -- I want to focus -- I really  
8 want to focus you on earlier in the day. You are  
9 with a group that's occupying the streets. Police  
10 officers, you see them going by. Are they doing  
11 traffic control?

12 A. Whenever that happened by the LTD station  
13 and the library specifically is what you're asking?

14 Q. Earlier than that.

15 A. Earlier than that. I think some of them  
16 were doing traffic control. I really didn't know  
17 what most of them were up to because more often than  
18 not they would just be racing by, assumedly to go to  
19 a bigger group, you know.

20 Q. To block a street and make sure your group  
21 didn't get hit by a car. Is that a possibility?

22 A. I didn't see that happen.

23 Q. Okay. Now, while your group was occupying  
24 the streets and marching around before you went to  
25 the library/LTD station, did you witness any police

1 officers use force on the group?

2 A. I did not personally witness.

3 Q. Despite them blocking the streets and  
4 being disorderly, did you witness any police  
5 officers make arrests out of that group?

6 A. I witnessed an officer try to make an  
7 arrest.

8 Q. What happened?

9 A. They got pulled back into the crowd.

10 Q. And were you present when there was any  
11 interaction with somebody with a gun?

12 A. Yes.

13 Q. What did you see?

14 A. I saw a person driving a truck kind of,  
15 like, drive through a little bit of the crowd that  
16 was walking. And they, like, pulled out a  
17 semi-automatic rifle. And they were kind of just,  
18 like, brandishing it around.

19 And then a couple of people from the crowd  
20 were starting to get really, like, I'm going to do  
21 something about this if they don't, like, leave.

22 And a lot of us were trying, like, to calm him down.

23 But, yeah, eventually they got pushed  
24 away. And they just drove away.

25 Q. While this group was marching around

1 through the downtown area before it got to the  
2 library/LTD station, did you observe any property  
3 damage occur?

4 A. No.

5 Q. You didn't observe anybody spray-painting  
6 the jail?

7 A. No.

8 Q. Did you observe anyone break any windows?

9 A. No.

10 Q. So at some point you end up with this  
11 other group near the library and LTD station.  
12 Correct?

13 A. Correct.

14 Q. Do you know approximately what time that  
15 occurred?

16 A. Maybe around like 2:00 or 3:00, but I  
17 honestly don't know.

18 Q. And how long do you think you were there?

19 A. It was probably about 45 minutes before  
20 the scattering actually happened.

21 Q. I should have asked you this at the  
22 beginning. How good a memory do you think you have  
23 of these events?

24 A. I have a pretty good memory just in  
25 general, yeah. These events are a little traumatic,

1 so sometimes, you know, our brain will push things  
2 away. But things are coming back.

3 Q. But early afternoon, you're there around  
4 -- nearby the LTD station, and you are there for  
5 approximately 45 minutes before this encounter with  
6 the police. Is that correct?

7 A. Correct.

8 Q. And in that 45 minutes before the police  
9 came, what did you observe occurring?

10 A. I observed that there were a couple of  
11 cars, parked police cars, and they were just  
12 generally telling us to disperse.

13 But we were shouting back, like, "Please  
14 don't shoot," and stuff.

15 And eventually this girl grabbed a hammer  
16 and started banging on a utility pole.

17 And then after the 45 minutes happened and  
18 the cop drove by and hit the ground with pepper  
19 bullets, some more cars drove in, and the girl with  
20 the hammer started smashing on the hood. And they  
21 chased her down the alley. And at that point I was  
22 gone.

23 Q. So in the 45 minutes before the police  
24 really arrive and there's this encounter, did you  
25 observe anybody blocking the street?



1 A. No.

2 Q. And where -- how many people were in this  
3 crowd?

4 A. Approximately 100 or 150.

5 Q. And your testimony is that they were all  
6 on the sidewalk all the time during that 45 minutes?

7 A. Yes.

8 Q. And what were they doing on the sidewalk?

9 A. A lot of us were kneeling, and a lot of us  
10 were standing. And we were chanting.

11 Q. Were you blocking any pedestrians from  
12 transiting that area?

13 A. If a pedestrian had wanted to walk on that  
14 sidewalk, we were probably blocking them, because it  
15 was pretty dense.

16 Q. What -- do you know, were you located at a  
17 certain point, a specific spot for most of that  
18 time, that 45 minutes?

19 A. Yeah. I just remember what it looks like.  
20 I don't remember any street names though.

21 Q. That's okay. I'm just trying to get at --  
22 were you basically at the same place or did you move  
23 around a lot?

24 A. I was basically in the same place. We  
25 were packed pretty tight.

1 Q. And what -- do you know what building you  
2 were closest to or can you describe for me just  
3 approximately where you were?

4 A. I think it was on one of the streets on  
5 the outside of the actual transit center. And then  
6 I think the cops were, like, inside the transit  
7 center telling us to go. And there's the street  
8 here that the cop drove by and shot.

9 Q. So we have the LTD transit center which  
10 takes up a whole city block approximately. Right?

11 A. Yes.

12 Q. And from there you -- you weren't on one  
13 of the sidewalks that was immediate -- that was  
14 right next to it. Correct?

15 A. I think I was.

16 Q. So what I'm trying to get at is were you  
17 on one there or were you across the street?

18 A. I'm not sure.

19 Q. But you are down there in the area. Are  
20 you closer to the LTD bus station or to the library?

21 A. I'm also not sure on that one.

22 Q. And what -- before an officer came through  
23 with PepperBall, driving through shooting at  
24 people's feet, you said -- I think -- that the  
25 police had been making announcements. Is that

1 correct?

2 A. Correct.

3 Q. What were they saying?

4 A. They were saying, "Disperse. You are  
5 unlawfully gathered."

6 Q. So they declared an unlawful assembly --

7 A. Yes.

8 Q. -- and instructed you to disperse. How  
9 long before they -- the officer drove by did that  
10 occur?

11 A. I estimate around 15 minutes.

12 Q. So they declared an unlawful assembly,  
13 ordered people to disperse. In the 15 minutes it  
14 took for them to finally take action, did anyone  
15 disperse?

16 A. A few people did, yes.

17 Q. Did you?

18 A. No.

19 Q. And an officer comes by, shoots PepperBall  
20 at people's faces -- excuse me -- feet. And then  
21 you observed a woman with -- who had been hammering  
22 a light pole take the hammer and strike a police  
23 vehicle. Is that correct?

24 A. Correct.

25 Q. How many times did she strike it?

1 A. At least seven.

2 Q. And at about that time it sounds like you  
3 decided to get out of there.

4 A. Yes.

5 Q. And at that location around the LTD  
6 station, did you personally observe anyone get hit  
7 by a PepperBall?

8 A. Yes.

9 Q. How many people?

10 A. I definitely saw two people get hit.

11 Q. Tell me what you saw.

12 A. I saw a really big welt right here, and  
13 then I also saw someone pull up their shirt and have  
14 a welt right here (demonstrating).

15 Q. And what I'm interested in is less about  
16 physical evidence of that, but whether you saw them  
17 get hit. You actually saw the officer shoot them  
18 and could tell what they were doing at that time?

19 A. Yes.

20 Q. Tell me about that.

21 A. They had just pulled up with another  
22 couple of cars after the first initial shooting.  
23 And that's whenever a lot more dispersal started to  
24 happen amongst the crowd.

25 And it was also around that time whenever

1 I was running away that tear gas was thrown. And  
2 then I specifically saw at least three cops standing  
3 there and firing into the crowd.

4 Q. Do you know who those officers were?

5 A. No.

6 Q. Were you yourself struck with a  
7 PepperBall?

8 A. No.

9 Q. Now, the tear gas, was any of that thrown  
10 directly at you?

11 A. I don't think it was thrown directly at  
12 me, but it was thrown very near me.

13 Q. What did you do in response to it being  
14 thrown near you?

15 A. I covered my face and I ran.

16 Q. Did you suffer any physical effects from  
17 the tear gas that was deployed near the LTD station?

18 A. Yes.

19 Q. Tell me about that.

20 A. Very itchy eyes for about a day  
21 afterwards. And I had a very hoarse throat and was  
22 coughing for a long time.

23 Q. Do you know who -- which officer threw  
24 that tear gas?

25 A. I do not.

1 Q. Do you know what it was that they were  
2 trying to do or target with that tear gas?

3 A. I knew that they were trying to get us to  
4 disperse.

5 Q. So you disperse, and you go by a church.  
6 Do you know where that church was?

7 A. I don't remember the street's name.

8 Q. Was it closer to the Campbell Club than  
9 downtown? Was it in between?

10 A. It was kind of in between.

11 Q. And there was another group there. And at  
12 some point you learned that there was going to be a  
13 gathering near Whole Foods. Correct?

14 A. Correct.

15 Q. How did you learn that?

16 A. Someone had received a message and  
17 informed the group.

18 Q. But you weren't getting -- well, were you  
19 getting text messages or Facebook Messengers about  
20 what was occurring?

21 A. No.

22 Q. So you were relying on other people to  
23 tell you where to go and what was going on.  
24 Correct?

25 A. Correct.

1 Q. Why did you decide to then go to the Whole  
2 Foods as opposed to simply going home?

3 A. Well, because I'm passionate and I wanted  
4 to stand in solidarity.

5 Q. At that point in time, had anyone told you  
6 that there would be a curfew in effect?

7 A. I was aware that there would be a curfew  
8 within specific limits.

9 Q. So within a specific downtown area, you  
10 were aware that a curfew would go into effect.

11 A. Correct.

12 Q. And you traveled to Whole Foods because it  
13 was outside of those curfew boundaries. Is that  
14 right?

15 A. Correct.

16 Q. So you are there at the Whole Foods. And  
17 some individuals go into the street and kneel in the  
18 street. Correct?

19 A. I don't recall.

20 Q. All right. Did you kneel in the street?

21 A. I kneeled on the sidewalk.

22 Q. And did you observe police line up in  
23 front of one of the entrances to the Ferry Street  
24 Bridge?

25 A. Yes.

1 Q. And while -- how many people were in this  
2 group congregated around Whole Foods?

3 A. I would estimate a little over a hundred.

4 Q. Were most of them kneeling or chanting or  
5 making noise?

6 A. Yes.

7 Q. And was that directed at the police who  
8 were lined up?

9 A. Perhaps some of them directed it at the  
10 police, but I think the majority of it was directed  
11 for the movement.

12 Q. And in response to that activity, what did  
13 the police do?

14 A. They stood there for a while. And then  
15 eventually I believe that Whole Foods said that they  
16 didn't want anyone on their property, so they  
17 relayed that information to us. So we made sure we  
18 weren't in the Whole Foods parking lot at all.

19 And then they declared an unlawful  
20 assembly and gave us three minutes before a  
21 city-wide curfew would be instated. And that's when  
22 the majority of us got up and left.

23 Q. So at some point while you were located  
24 there, the police make an announcement that there's  
25 a trespass letter on file for Whole Foods and to



1 stay off their property. Correct?

2 A. Correct.

3 Q. After that announcement, did you observe  
4 anyone go back onto the Whole Foods property?

5 A. No.

6 Q. Your testimony is nobody went back onto  
7 the property at any time?

8 A. I didn't see anyone walk out there.

9 Q. The police then make an announcement that  
10 a city-wide curfew is going to go into effect.

11 Correct?

12 A. Correct.

13 Q. In response to that, you and others begin  
14 to leave. Correct?

15 A. Correct.

16 Q. Tell me your route that you took to get  
17 from there to the Campbell Club.

18 A. My route was on the side of Broadway right  
19 there, and I walked from Broadway to Patterson. And  
20 then I walked from Patterson to 16th and then to  
21 Alder.

22 Q. And while you were on that walk, did you  
23 observe anyone get arrested?

24 A. I did not observe anyone get arrested.

25 Q. While you were on that walk, did you

1 observe anyone get shot by PepperBall?

2 A. Yes.

3 Q. Where did that happen?

4 A. That happened a couple of blocks from the  
5 7-Eleven on Broadway. It was, I think, around  
6 Hilyard Street and Broadway. Still visible from  
7 Patterson. And I saw people that were running and  
8 police driving their cars and shooting at people,  
9 like, on the side of the vehicles.

10 Q. For that walk where you went from the  
11 Whole Foods to eventually the Campbell Club, were  
12 you struck by PepperBall?

13 A. No. It was a run.

14 Q. At that time were you a credentialed  
15 member of the media?

16 A. No.

17 Q. Were you seeking medical care?

18 A. No.

19 Q. Were you traveling to and from employment?

20 A. No.

21 Q. Were you making commercial deliveries?

22 A. No.

23 Q. Were you sheltering in place?

24 A. Can you define that?

25 Q. It's just sheltering in place. You were

1 traveling back to your house.

2 A. I was seeking shelter.

3 Q. Were you fleeing dangerous circumstances?

4 A. Yes.

5 Q. What were those?

6 A. Chemical and projectile weaponry.

7 Q. And you indicated earlier that that -- at  
8 the time they announced the curfew, that wasn't  
9 being deployed on you there by Whole Foods though.  
10 Correct?

11 A. Yes. But after three minutes, once 11:00  
12 hit, approximately, they started driving and they  
13 started shooting and gassing the people that had  
14 stayed there. And then it moved on into the crowd  
15 of people that were going home.

16 Q. Did any of the individual defendants  
17 engage in those activities?

18 A. I'm not aware.

19 Q. So you managed to get back to the Campbell  
20 Club. And, for lack of a better term, your -- when  
21 you get there, you are unscathed. You were not  
22 arrested and you weren't hit by anything. Correct?

23 A. Correct.

24 Q. And you go inside of the building through  
25 the front door.

1 A. Through the front door.

2 Q. Correct? Okay. It sounds like you're  
3 thinking of going back out to smoke a cigarette. Do  
4 I have the time line right?

5 A. Correct.

6 Q. And at some point you become aware that  
7 Eric is outside of the house. Is that right?

8 A. Correct.

9 Q. How did you become aware of that?

10 A. With the police driving in really fast  
11 down Alder and Eric also biking really fast down  
12 Alder and then running onto the porch and screaming.

13 Q. Where did he leave his bike?

14 A. He brought it inside.

15 Q. All right. And where -- was Eric ever  
16 struck by any weapons?

17 A. Yes.

18 Q. How many times?

19 A. I think the number was three for that day,  
20 but I'm not sure.

21 Q. Right out in front of your house, how many  
22 times was he hit by anything?

23 A. I think those were the three.

24 Q. You think three times?

25 A. Yeah.

1 Q. What was he hit by?

2 A. Pepper rounds.

3 Q. By whom?

4 A. The EPD.

5 Q. And do you know which officer did that?

6 A. No.

7 Q. So are you able to see this through a  
8 window, or how is it you are able to visually see  
9 what's going on?

10 A. I stepped out onto the front porch getting  
11 ready to smoke a cigarette. So I'm on the front  
12 porch with the door open right here. And that's  
13 whenever -- like, the moment that Eric runs up and  
14 starts getting shot at.

15 Then right after that I see Eric's  
16 actually yelling at the guy that I mentioned before  
17 with the hands up yelling, "Please don't shoot. I'm  
18 going home."

19 And so while Eric was running towards the  
20 door, we're both yelling at him, like, "Hey, come in  
21 here." But he kept running.

22 And so that's whenever Eric looked at me  
23 and was, like, "Open the door," like, "Let me in."

24 And so I opened the door. And the moment  
25 Eric got in -- I was about to close the door, and

1 that's whenever I saw the bullet shooting. And that  
2 was a rubber bullet. And -- yeah.

3 Q. Was there another bullet that was intended  
4 to take -- to hit Eric?

5 A. It was probably intended to hit Eric, but  
6 it was shot at head level.

7 Q. All right. Now, the other person that you  
8 indicated you saw get shot in the back with  
9 something -- you remember that?

10 A. Uh-huh.

11 Q. Yes?

12 A. Yes.

13 Q. Do you know who that person is?

14 A. I have no idea.

15 Q. Could you tell what they were shot in the  
16 back with?

17 A. It looked like a rubber bullet.

18 Q. All right. How many times?

19 A. Once.

20 Q. All right. And what happened to that  
21 person?

22 A. I don't know. After they shot -- after  
23 they got shot, they got up and started running more.  
24 And at that point I was trying to get inside.

25 Q. Other than Eric, did anybody else come in

1 through the front door at or around that time?

2 A. No.

3 Q. So you help let Eric in and then, I  
4 imagine, barred the door.

5 A. Yes.

6 Q. All right. And officers stood outside for  
7 a period of time, but did any come up to the house?

8 A. There was one officer that walked up,  
9 like, a little bit past the sidewalk, a little onto  
10 the property. And so there was one casing there  
11 actually where I think he was standing before I got  
12 inside. So we found a casing there and took a photo  
13 of it.

14 Q. And once Eric got inside, did you have any  
15 discussion with him about what occurred?

16 A. No.

17 Q. Did anybody speak to him about what  
18 occurred?

19 A. No.

20 Q. So what did you do for the remainder of  
21 the night?

22 A. Well, after I knew that we weren't going  
23 to be bothered so much anymore, just kind of made  
24 sure that everyone was, like, mentally okay and made  
25 sure that I was mentally okay and kind of just took

1 a moment. Yeah.

2 Q. Now, you indicated that you thought tear  
3 gas came in through cracks in windows or open  
4 windows. Is that correct?

5 A. Yes.

6 Q. And the tear gas that did that, do you  
7 know where it had been deployed?

8 A. I believe that it was deployed in the  
9 Lorax front yard.

10 Q. And do you know what it was deployed in  
11 response to?

12 A. I believe that a couple Loraxers were  
13 coming outside to see what the commotion was about,  
14 and they got told to go back inside. They were,  
15 like, "We live here. What's going on?" And then  
16 the tear gas.

17 Q. Is that something you observed or heard?

18 A. Heard.

19 Q. After you get in with Eric and close the  
20 door, what other -- what, if anything, do you  
21 observe EPD officers do the remainder of that night?

22 A. I don't.

23 Q. You don't see anything?

24 A. I don't see anything.

25 Q. I've seen some pictures that appear to



1 indicate that there was at least one broken window  
2 on the Campbell Club -- or a frame that was broken.  
3 Is that -- is there at least one?

4 A. Correct.

5 Q. How many windows or windowpanes were  
6 broken that night?

7 A. I'm not sure.

8 Q. And did you see them get broken?

9 A. I did not really have the time to watch  
10 the windows.

11 Q. I guess -- I mean, what I'm trying to get  
12 at is -- I realize it's possible that it was a  
13 PepperBall that hit it. But do you have any reason  
14 to believe that it was -- that an officer was  
15 targeting the building as opposed to shooting at  
16 somebody else and missing?

17 A. A little bit of reason. Yeah. There  
18 definitely has been, like, some history between the  
19 EPD and the Campbell Club, just, like, with shows  
20 and stuff.

21 I don't know. I'm not aware. I wasn't  
22 there. But there were a couple of police raids that  
23 sounded very unfair. And there was a moment in time  
24 where, like, they had all of our nice sound  
25 equipment for a while. Yeah.

1 Q. But has that occurred -- did any of those  
2 things occur in the last few years?

3 A. No.

4 Q. Do you recall any other details of the  
5 police encounter on May 31, 2020, that we haven't  
6 discussed?

7 A. No.

8 Q. What kind of a relationship do you have  
9 with Eric?

10 A. Very minimal relationship.

11 Q. How often do you interact?

12 A. Maybe a couple of times a year.

13 Q. So he is not a close friend?

14 A. No.

15 Q. How about the other plaintiffs in this  
16 case? Before May 31st is there any -- did you know  
17 any of them other than Kirtis Raneshottom?

18 A. No.

19 Q. And what's the nature of your relationship  
20 with those plaintiffs now?

21 A. Very similar. I don't really know them.  
22 I've seen their names and, you know, had some  
23 discussions with our attorneys but --

24 Q. Any group texts where the attorneys aren't  
25 on?

1 A. No.

2 Q. Any other communications where attorneys  
3 aren't on?

4 A. No.

5 Q. Did you refuse to obey orders given to you  
6 by a police officer on May 31st, 2020?

7 A. Well, I suppose whenever I was told to  
8 disperse and I didn't at the LTD district. So yes.

9 Q. Were you struck with a baton?

10 A. No.

11 Q. Were you tased?

12 A. No.

13 Q. Were you struck with a less-lethal  
14 munition?

15 A. Define "less-lethal munition."

16 Q. The rubber bullets or foam bullets.

17 A. No.

18 Q. And you don't own the Campbell Club.  
19 Correct?

20 A. Well, technically we are all equal members  
21 of the same organization that co-owns the Campbell  
22 Club.

23 Q. Were you responsible for any repairs to  
24 the property?

25 A. I did fix the door.

1 Q. But were you personally responsible to do  
2 that?

3 A. No.

4 Q. How did the June 1st, 2020, curfew impact  
5 you?

6 A. It made me disappointed, but it didn't  
7 really affect me too severely.

8 Q. What do you ordinarily do between 11:00  
9 p.m. and 6:00 a.m.?

10 A. Make music. Sleep.

11 Q. Are those activities that you typically do  
12 in your residence?

13 A. Yeah.

14 Q. Do you know what hiring process Eugene  
15 police officers go through?

16 A. No.

17 Q. Do you know what internal policies Eugene  
18 police officers are subject to?

19 A. No.

20 MR. MILLER: Let's take a break, and  
21 I'll meet with Jamie.

22 VIDEO TECHNICIAN: We're going off the  
23 record. The time is 2:19 p.m.

24 (Recess: 2:19 to 2:22 p.m.)

25 VIDEO TECHNICIAN: We're going back on

1 the record. The time is 2:22 p.m.

2 MR. MILLER: Those are all the  
3 questions that I have for you today. I'll hold the  
4 deposition open only as to any additional discovery,  
5 if any, that gets produced. But otherwise you're  
6 done. Thank you for your time.

7 THE WITNESS: Cool. Thank you.

8 MS. DUGAN: Thank you.

9 VIDEO TECHNICIAN: We're going off the  
10 record. The time is 2:22 p.m.

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1 State of Oregon )  
2 County of Lane ) ss.  
3

4 I, Eleanor G. Knapp, CSR-RPR, a Certified  
5 Shorthand Reporter for the State of Oregon, certify  
6 that the witness was sworn and the transcript is a  
7 true record of the testimony given by the witness;  
8 that at said time and place I reported all testimony  
9 and other oral proceedings had in the foregoing  
10 matter; that the foregoing transcript consisting of  
11 60 pages contains a full, true and correct  
12 transcript of said proceedings reported by me to the  
13 best of my ability on said date.

14 If any of the parties or the witness requested  
15 review of the transcript at the time of the  
16 proceedings, such correction pages are attached.

17 IN WITNESS WHEREOF, I have set my hand this 29th  
18 day of September 2021, in the City of Eugene, County  
19 of Lane, State of Oregon.  
20

21 

22 Eleanor G. Knapp, CSR-RPR

23 CSR No. 93-0262

24 Expires: September 30, 2023  
25